

Message Text

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ACTION L-02

INFO OCT-01 EUR-12 ISO-00 SY-05 SS-15 PM-03 INRE-00

CIAE-00 INR-07 NSAE-00 SSO-00 /045 W

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O P 281520Z MAR 75

FM AMEMBASSY ATHENS

TO SECSTATE WASHDC IMMEDIATE 8084

INFO NAVSUPPACT NAPLES IT PRIORITY

CMC WASHDC

CINCUSNAVEUR PRIORITY

COMFAIRMED PRIORITY

NAVY JAG WASHDC PRIORITY

MARBKS NAPLES IT PRIORITY

MARSECURITYGRD BN WASHDC PRIORITY

FLESUPPO ATHENS PRIORITY

NAVLEGSVCBROFF ATHENS PRIORITY

NAVLEGSVCOFF NAPLES PRIORITY

C O N F I D E N T I A L ATHENS 2451

E.O. 11652: GDS

TAGS: ASEC, AFSP, MILI, OGEN, GR

SUBJECT: CASE OF MSG TELESFORO SANCHEZ

REFS: (A) NAVSUPPACT NAPLES 271245Z MAR 75; (B) ATHENS 1696;
(C) ATHENS 1300; (D) ATHENS 839; (E) STATE 021142

1. NOW THAT THE SANCHEZ CASE HAS BEEN REFERRED TO A
GENERAL COURT MARTIAL (GCM) (SEE REF A), WE MUST MAKE
DECISION AS TO WHETHER GCM WILL BE PERMITTED TO GO AHEAD
OR DIPLOMATIC IMMUNITY WAIVED IN ORDER TO PERMIT A GREEK
COURT TO TRY THE CASE. WE BELIEVE THAT THE APPROPRIATE
COURSE OF ACTION, AND THAT LEAST HARMFUL TO OUR OTHER
INTERESTS IN GREECE, IS TO PERMIT US MILITARY JUSTICE
TO RUN ITS COURSE. WE THEREFORE RECOMMEND AGAINST
WAIVING DIPLOMATIC IMMUNITY IN THE SANCHEZ CASE.

2. IF DEPARTMENT CONCURS WITH FOREGOING RECOMMENDATION,
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WE PROPOSE TO INFORM FONOFF THAT: (A) US MILITARY

AUTHORITIES WILL CONDUCT A GCM AT NEA MAKRI AS SOON AS TRIAL AND DEFENSE COUNSELS HAVE COMPLETED THEIR PREPARATIONS; (B) WE ARE INTERESTED AND ASSUME THAT THE GOG IS AS WELL, IN ENSURING A FULL AND COMPLETE HEARING OF THE CHARGES AGAINST SANCHEZ IN ORDER THAT A JUST VERDICT MIGHT BE REACHED; (C) A VERY IMPORTANT FACTOR IN THIS IS THE COOPERATION OF GREEK JUDICIAL AND POLICE AUTHORITIES, TO OBTAIN WHICH WE WOULD SOLICIT EFFECTIVE ASSISTANCE FROM THE FONOFF; AND (D) WE WOULD WELCOME THE PRESENCE OF A GREEK OBSERVER AT THE GCM PROCEEDINGS IF THE GOG WISHED TO DESIGNATE SUCH A PERSON.

3. WE WOULD APPRECIATE GUIDANCE AT THE DEPARTMENT'S EARLIEST CONVENIENCE.
KUBISCH

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